

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

v.

MARK NUTTER,  
Defendant

05-CR-10136-RGS

*Filed in  
open Court  
11-19-07  
Mo. Johnson  
Deputy clerk*

**MOTION FOR JUDGMENT OF ACQUITTAL**

Now comes the defendant, at the close of the government's evidence, and asks this Court, pursuant to Rule 29 of the Federal Rules of Criminal Procedure, to enter a judgment of acquittal as to all five counts of the indictment.

In support of this motion the defendant states that the evidence introduced is insufficient to sustain a conviction as to any of the five counts of the indictment.

In addition the defendant requests that the Court enter a judgment of acquittal as to count 5 of the indictment.

In support of this request the defendant states that the allegations contained in count 5 of the indictment are duplicitous of the allegations contained in count 1 of the indictment.

/s/ Stephen J. Weymouth

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